

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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9 JOSHUA CARY MYERS,

Case No. 3:14-cv-00082-MMD-VPC

10 v. Petitioner,

ORDER

11 RENEE BAKER, *et al.*,

12 Respondents.

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15 This is a petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254,
16 by a Nevada state prisoner represented by counsel.

17 On June 24, 2016, through counsel, petitioner filed a first amended petition. (ECF
18 No. 38). Petitioner concurrently filed 60 exhibits in support of the first amended petition.
19 (ECF Nos. 39, 40, 41.) Petitioner also has filed a motion to partially waive Local Rule IA
20 10-3(e), which requires the cover page of each exhibit to include a description of the
21 exhibit. (ECF No. 42.) Local Rule IA 1-4 permits the Court to waive any of the local rules
22 if the interests of justice so require. Petitioner argues that adding descriptors to the
23 cover page of each exhibit is unduly burdensome given the large number of exhibits filed
24 in this case, and given the limited resources of the Office of the Federal Public
25 Defender. Petitioner has filed an index of exhibits to the first amended petition and each
26 exhibit includes a cover sheet referencing the exhibit by number. The Court finds that
27 the interests of justice are best served by partially waiving Local Rule IA 10-3(e), so that
28 the cover page of each exhibit need not include a description of the exhibit.

1 Respondents have filed a motion for an extension of time in which to file a
2 response to the amended petition. (ECF No. 43). Respondents seek a 45-day
3 enlargement of time, up to and including September 22, 2016, to file a response. Having
4 reviewed the motion and good cause appearing, respondents' motion is granted.

5 It is therefore ordered that petitioner's motion to partially waive Local Rule IA 10-
6 3(e) (ECF No. 42) is granted.

7 It is further ordered that respondents' motion for an extension of time to file a
8 response to the amended petition (ECF No. 43) is granted. The response must be filed
9 on or before September 22, 2016.

10 DATED THIS 9th day of August 2016.



11 MIRANDA M. DU
12 UNITED STATES DISTRICT JUDGE
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